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Express Mail No. EK61185 Date of Deposit: September 21, 2000



GP 1632

Attorney Docket No. 21415-501

#### IN THE UNITED STATES P ND TRADEMARK OFFICE

RECEIVED

APPLICANTS:

Sarah Ferber

SERIAL NUMBER:

09/584,216

**EXAMINER:** 

Not Yet Assigned

FILING DATE:

May 31, 2000

ART UNIT:

1632

For:

TECH CENTER 1800/2999 METHODS OF INDUCING REGULATED PANCREATIC HORMONE PRODUCTION

IN NON-PANCREATIC ISLET TISSUES

September 21, 2000

**Box IDS** 

Assistant Commissioner for Patents Washington, D.C. 20231

Boston, Massachusetts

## TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

TECH CENTER 1600 PERIO

Information Disclosure Statement (2 pages);

Modified Form 1449/PTO duplicate copy (1 page);

Copies of Cited references: A1-A3, C1-C5.

Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at 617/542-6000, Boston, Massachusetts.

No fee is believed to be due. However, if any fees are to be assessed, the Commissioner is hereby authorized to charge the balance due to the undersigned's account, Deposit Account No. 50-0311 (Reference 21415-501). A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted.

Ivor R. Elrifi, Reg. No. 39,529

Cynthia Kozakiewicz, Reg. No. 42,764

MINTZ, LEVIN c/o

One Financial Center Boston, Massachusetts 02111

Tel: (617) 542-6000 Fax: (617) 542-2241

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Express Mail Label No.: Date of Deposit: September 21, 2000

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Attorney Docket No. 21415-501

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICERECEIVED

APPLICANTS:

Sarah Ferber

SERIAL NUMBER:

09/584,216

**EXAMINER:** 

Not Yet Assigned

FILING DATE:

May 31, 2000

ART UNIT:

1632

TECH CENTER 1600/2900

FOR:

METHODS OF INDUCING REGULATED PANCREATIC HORMONE PRODUCTION

IN NON-PANCREATIC ISLET TISSUES

September 21, 2000 Boston, Massachusetts

Assistant Commissioner for Patents Washington, D.C. 20231

## INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed below and on the attached modified Form PTO-1449 (submitted in duplicate) in the above-identified application, copies of which are submitted herewith. The order of presentation of the references should not be construed as an indication of the importance of the references.

## **U.S. Patent Documents:**

5,849,989

Edlund

5,858,973

Habener and Miller

5,741,673

Montminy and Leonard

## Other Prior Art - Non Patent Literature Documents:

Stoffel et al., Genomics 28 (1), 125-126 (1995); Genbank Accession Number U35632. Milewski et al., Endocrinology 139 (3), 1440-1449 (1998); Genbank Accession Number AAC41260. Miller et al., EMBO J. 13, 1145-1156 (1994); Genbank Accession Number AAA18355. Milewski et al., Endocrinology 139 (3), 1440-1449 (1998); Genbank Accession Number AF036325. Marshak et al., Proc. Natl. Acad. Sci. USA 93, 15057-15062 (December 1996).

This Information Disclosure Statement is being been filed before the mailing date of a first Office Action on the merits in the above-identified case. Accordingly, no fee or certification is required. 37 C.F.R. §1.97.

A copy of each of the above-identified information is enclosed unless otherwise indicated on the attached Form PTO-1449 (modified). It is respectfully requested that the Examiner

APPLICANTS: U.S.S.N.:

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Sarah Fe 09/584,216

consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested. Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21415-501.

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529

Cynthia A. Kozakiewicz, Reg. No. 42,764

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